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The Honorable Frederick P. Corbit  
Chapter 7

6 **UNITED STATES BANKRUPTCY COURT**  
7 **EASTERN DISTRICT OF WASHINGTON**

8  
9 Case No. 18-03197-FPC

10  
11 In re:  
12 GIGA WATT INC.,  
13 Debtor  
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16  
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**SUPPLEMENTAL JOINDER IN  
SUPPORT OF OBJECTION TO  
TRUSTEE'S FIRST OMNIBUS  
OBJECTION TO CLAIMS**

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19 **SUPPLEMENTAL JOINDER IN SUPPORT OF OBJECTION TO TRUSTEE'S FIRST**  
20 **OMNIBUS OBJECTION TO CLAIMS**

21 **Jun Dam**, Creditor, hereby files this Supplemental Joinder in support of the Objection to the  
22 Trustee's First Omnibus Objection to Claims, and respectfully states as follows:  
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24 **1. Background**

25 On 10/22/24, Creditor filed an objection to the Trustee's First Omnibus Objection to Claims  
26 (Docket No. 1135). In that objection, Creditor raised specific arguments regarding the

1 inapplicability of the class action release to their claims based on unjust enrichment, constructive  
2 trust, and fraud on the court. The objection emphasizes the wrongful inclusion of a \$3 million  
3 settlement in the bankruptcy estate, arguing that these funds were misallocated through  
4 procedural errors and misrepresentations. Creditor asserts that the estate lacked both standing and  
5 privity with the escrow agreement intended for token holders, and that the improper application  
6 of the automatic stay facilitated this misallocation, depriving token holders, including themselves,  
7 of their rightful share.

8 Since filing, Creditor has reviewed the additional objection submitted by Georgios Lignos  
9 (Docket No. 1150) and supports the arguments contained therein.

## 10 **2. Joinder to Additional Arguments**

11 Creditor hereby joins and adopts the legal and factual arguments presented in the objection filed  
12 by George Lignos, as they similarly apply to Creditor's claim. Specifically, Creditor agrees with  
13 and incorporates the following arguments from George Lignos's objection:

14  
15 • The release of creditor claims is improper as Creditor's claim pertains to specific, tangible  
16 assets (lease rights) that are distinct from the class action settlement claims centered on  
17 token-holder escrow rights. These separate and unique asset-based claims do not arise from an  
18 "identical factual predicate" as the class action claims, rendering the third-party release  
19 inapplicable.

20 • The lack of genuine consideration for the third-party release, as the bankruptcy estate's  
21 procedural actions—particularly the misapplication of the automatic stay—did not confer a real  
22 or equitable benefit to token holders. The procedural leverage exerted does not meet the  
23 necessary standard for valid consideration.

24 • The absence of proper standing by the bankruptcy estate to claim funds intended for token  
25 holders under the escrow agreement further undermines the validity of the third-party release, as  
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outlined in relevant case law, which requires rigorously established standing and genuine benefit to the releasing parties.

- Finally, the diversion of the \$3 million settlement to the bankruptcy estate, without an equitable distribution to token holders, fails the fair and equitable standard and constitutes an improper reallocation of assets intended for Creditor and similarly situated token holders.

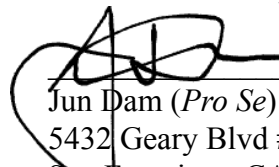
### 3. Request for Relief

For the reasons set forth in Creditor's original objection and in the objection of Georgios Lignos, Creditor respectfully requests that the Court deny the Trustee's First Omnibus Objection to Claims as it pertains to Creditor's claim.

Creditor further requests any other relief the Court deems just and proper.

Respectfully submitted,

Dated this 31st day of October, 2024

  
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**CERTIFICATE OF SERVICE**

I hereby certify that on 10/31/24 I electronically filed the foregoing **SUPPLEMENTAL JOINDER IN SUPPORT OF OBJECTION TO TRUSTEE'S FIRST OMNIBUS OBJECTION TO CLAIMS** with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all ECF participants.

Date Served: 10/31/2024

Sign your name:

A handwritten signature in black ink, appearing to be 'Jun Dam', written over a horizontal line.

Print name: Jun Dam